

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:11-cr-3

UNITED STATES OF AMERICA,)
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Plaintiff,)
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)
ALBELARDO SALAZAR-AGUIRRE (1),)
CESAR VARGAS-TORRES (2),)
GERMAN ALEXANDER MENDOZA (4),)
VICTOR DANIEL PINEDA-COTO (5),)
JOSE ODIL CRUZ-GARCIA (6),)
ASUNCION CAMPOS-MENDOZA (7),)
ALONZO ROMERO (9),)
CINDY CARRILLO (11),)
MELODY MEJIA (12),)
GARY MONTCASTLE (13),)
LOUIS JAVIER AMARO (14),)
)
Defendants.)
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ORDER

THIS MATTER is before the Court on its own motion and the motion of ALBELARDO SALAZAR-AGUIRRE (Doc. No. 163), GERMAN ALEXANDER MENDOZA (Doc. No. 167), MELODY MEJIA (Doc. No. 164), GARY MONTCASTLE (Doc. No. 161), and LOUISE JAVIER AMARO (Doc. No. 166) to continue this matter from the October 3, 2011 trial term in the Charlotte Division.

The Court finds, for the reasons stated in the defendant's motion, that he has stated sufficient cause for a continuance in this matter. The Court further finds that the ends of justice served by taking such action outweigh the interests of the public and the defendant to a speedy trial as set forth in 18 U.S.C. § 3161(h)(8)(A).

The Court further finds that the other defendants' cases are "joined for trial with a co-defendant as to whom the time for trial has not run and no motion for severance has been granted," 18 U.S.C. § 3161(h)(7), and that failure to continue this matter would result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(B)(i). The Court further finds that the ends of justice served by taking such action outweigh the best interest of the public and the defendants to a speedy trial.

IT IS, THEREFORE, ORDERED, that this case as to all defendants who are pending for trial is hereby continued to the December 5, 2011 trial term of Court in the Charlotte Division.

The Clerk is directed to certify copies of this order to the defendant, counsel for the defendant, to the United States Attorney, the United States Marshals Service, and the United States Probation office.

Signed: September 28, 2011



Robert J. Conrad, Jr.
Chief United States District Judge
